



ATTORNEYS AT LAW

FOLEY &amp; LARDNER LLP

11250 EL CAMINO REAL, SUITE 200  
SAN DIEGO, CA 92130  
P.O. BOX 80278  
SAN DIEGO, CA 92138-0278  
TELEPHONE: 858.847.6700  
FACSIMILE: 858.792.6773

WWW.FOLEY.COM


RECEIVED  
CENTRAL FAX CENTER

NOV 09 2005

## FACSIMILE TRANSMISSION

Total # of Pages 14 (including this page)

TO:	PHONE #:	FAX #:
Examiner Konstantina T. Katcheves Group Art Unit 1636 United States Patent and Trademark Office	(571) 272-0768	(571) 273-8300

From :	Stephen E. Reiter 
Email Address :	sreiter@foley.com
Sender's Direct Dial :	858.847.6711
Date :	November 9, 2005
Client/Matter No :	SALK2270-5 (088802-5212)
User ID No :	1877

## MESSAGE:

Re: U.S. Patent Application No. 10/081,555

Following are:

1. Amendment Transmittal (3 pgs.)
2. Amendment and Reply Under 37 CFR 1.111 (10 pgs.)

If there are any problems with this transmission or if you have not  
received all of the pages, please call 858.847.6700.

Operator:	Time Sent:	Return Original To: Mercedes F. "Ched" Dipasupli
-----------	------------	---

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

NOV 09 2005

Atty. Dkt. No. SALK2270-5 (088802-5212)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Evans et al.

Title: NOVEL STEROID-ACTIVATED  
NUCLEAR RECEPTORS AND  
USES THEREFOR

Appl. No.: 10/081,555

Filing Date: 02/20/2002

Examiner: Konstantina T. Katcheves

Art Unit: 1636

Conf. No. 6168

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b>	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
_____ Stephen E. Reiter (Printed Name)	
_____ (Signature)	
_____ November 9, 2005 (Date of Deposit)	

**AMENDMENT TRANSMITTAL**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[ ] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

[ X ] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	16	-	31	=	0	x	\$50.00	=	\$0.00
Independent Claims:	3	-	13	=	0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims:							+	\$360.00	= \$0.00
CLAIMS FEE TOTAL									= \$0.00

DLMR\_277308.1

In re application of  
 Evans et al.  
 Application No.: 10/081,555  
 Page 2 of 3

Atty. Dkt. No. SALK2270-5 (088802-5212)

- ☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$120.00	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$450.00	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$1,020.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,590.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION FEE TOTAL:		\$0.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$0.00
<input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$0.00
TOTAL FEE:		\$0.00

- ☐ Please charge Deposit Account No. 50-0872 in the amount of \$0.00. A duplicate copy of this transmittal is enclosed.

- ☐ A check in the amount of \$0.00 is enclosed.

- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

In re application of  
Evans et al.  
Application No.: 10/081,555  
Page 3 of 3

Atty. Dkt. No. SALK2270-5 (088802-5212)

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date November 9, 2005

By 

FOLEY & LARDNER LLP  
Customer Number: 30542  
Telephone: (858) 847-6711  
Facsimile: (858) 792-6773

Stephen E. Reiter  
Attorney for Applicant  
Registration No. 31,192

RECEIVED  
CENTRAL FAX CENTER

NOV 09 2005

Atty. Dkt. No. SALK2270-5  
(088802-5212)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Evans et al.

Title: NOVEL STEROID-ACTIVATED  
NUCLEAR RECEPTORS AND  
USES THEREFOR

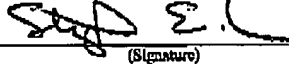
Appl. No.: 10/081,555

Filing Date: 2/20/2002

Examiner: Katcheves, Konstantina T.

Art Unit: 1636

Conf. No. 6168

<p><b>CERTIFICATE OF FACSIMILE TRANSMISSION</b> I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.</p> <p>Stephen E. Reiter (Printed Name)</p> <p> (Signature)</p> <p>November 9, 2005 (Date of Deposit)</p>
---

**AMENDMENT AND REPLY UNDER 37 CFR 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Non-Final Office Action dated August 9, 2005, please consider the following amendments and remarks.

Amendments to the Claims are reflected in the Listing of Claims which begins on page 2 of this document.

Remarks begin on page 8 of this document.